## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2171
Confirmation No.: 8821
Examiner: Unknown

### INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR Sections 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR 1.56. The submission thereof by Applicants is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR 1.97(h)), or even qualifies as "prior art" under 35 USC 102 with respect to this invention unless specifically designated by Applicant as such.

#### FILING PROVISION

This IDS is believed to be timely and is submitted under 37 CFR 1.97(b)(3) before the mailing of a first Office Action on the merits. However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c).

## PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:

No fees are required with this filing under 37 CFR 1.97(b)(3), however, if applicant is incorrect in this regard or if the filing is accepted under 37 CFR 1.97(c), the Commissioner is hereby authorized to charge any fees required by the filing of these papers to Procopio's Deposit Account No. 50-2075.

Respectfully submitted,

Dated: July 24, 2007

By:

Ree. No. 42.79

Procopio, Cory, Hargreaves & Savitch LLP 530 B Street, Suite 2100 San Diego, California 92101 (619) 238-1900 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)
Sheet 1 of 2

Substitute for form 1449A/PTO

U. S. PATENT DOCUMENTS Examine Document Number Publication Date Name of Patentee or Pages, Columns, Lines, Where Initiale No MM-DD-YYYY Applicant of Cited Document Relevant Passages or Relevant Number-Kind Code<sup>2</sup> (f Incom) Figures Appear us- 6.802.003 10/2004 Gross et al. us- 6.986.048 01/2006 Epstein et al. us-6.530.021 03/2003 Enstein et al us-6.550.011 04/2003 Sim. III Robert us- 5.918.016 06/1999 Brewer et al. us-7,024,466 04/2006 Outten et al us-2006/0242083 10/2006 Chavez, David L us-2006/0259770 11/2006 Peinado, Marcus us. 2002/0107806 08/2002 Higashi et al. us-2003/0131252 07/2003 Barton, James M. us-2003/0212905 11/2003 Tran et al us-2003/0236978 12/2003 Evans et al. us-2004/0093372 05/2004 Chen et al. us-2004/0103297 05/2004 Risen et al. us-2004/0117635 06/2004 Karaoguz et al. us-2004/0039707 02/2004 Ricci, Chris us-2006/0031257 02/2006 Lipscomb et al. us. 2006/0117379 06/2006 Rennett et al. us-2006/0159109 10/2006 Chavez, David L.

	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
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Examiner Signature	Date	
Signature	Considered	

This collection of information is required by 37 CER 197 and 1.88. The information is required to obtain or retain a benefit by the public which is to fig (and by the USFTO of process) an application. Confidentiality is governed by 35 U.S. C. 122 and 37 CER 1.1 His collection is elemined to that 2 have to complete. Including gathering, preparing, and submitting the completed application form to the USFTO. Time will vary depending upon the individual case. Any common the amount of time governed to expredice this form and/or suppression for retaining this branch should be sent to the Chief information Officer, U.S. Petent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 2213-1450, D.O. 13 SND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 2213-1450, D.O. 13 SND FEES OR COMPLETED FORMS TO THIS

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113748-4836US

Under the Paperwork Reduction Apt of 1995 no Persons are required to respond to a collection of information unless it contains a valid OMR control number Substitute for form 1449B/PTO Complete if Known Application Number 10/686.955 INFORMATION DISCLOSURE Filing Date October 15, 2003 STATEMENT BY APPLICANT First Named Inventor Singer et al. Art Unit 2171 (Use as many sheets as necessary) Examiner Name Unknown

Attomey Docket Number

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Sheet 2

Examiner

Signature

	NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, citly and/or country where published.	T <sup>2</sup>				
		Office Action dated August 22, 2006 in U.S. Patent Application No.: 10/403,993					
		Office Action dated April 10, 2007 in U.S. Patent Application No.: 10/686,956.					
- 1-							

<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant.

Date

Considered

Apolicar's unique citation designation number (optional), <sup>2</sup> Apolicarist to plaze a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 137 and 198. The information is required to beginn or relation benefit by the public which is to file (and by the USPTO) to process) an application. Confidentiality is governed by 38 U.S. C. 122 and 57 CFR 1.14. This collection is estimated to take 2 hours to complete including platentiality properting, and submitting the completed application for the USPTO. Time was very depending upon the including all completes and application of the USPTO. Time was very depending upon the including calculation and applications of the USPTO. The was very depending upon the including calculation and applications of the USPTO. The was very depending upon the including calculation and applications of the USPTO. The was very depending upon the including calculation and the USPTO. The very calculation of the USPTO. The very calculation of